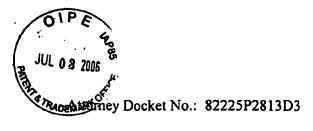
| Application Number | 09/405,826 | Re | pplicant(s)/Patent under reexamination VAGNER ET AL. | | | | |
|----------------------------|---|---------------------------------|--|--|--|--|--|
| Document Code - DISQ | | Internal Document – DO NOT MAIL | | | | | |
| | | | | | | | |
| TERMINAL DISCLAIMER | ☑ APPROVED | | ☐ DISAPPROVED | | | | |
| Date Filed : July 03, 2006 | This patent is subject to a Terminal Disclaimer | | | | | | |
| Approved/Disapproved by: | | | | | | | |
| Henry D. Jefferson | y · | | | | | | |

U.S. Patent and Trademark Office



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re Patent Application of: |) | | | | | |
|--|--|--|--|--|--|--|
| Annette Wagner, et al. | Examiner: Beamer, Temica M. | | | | | |
| Application No.: 09/405,826 |) Art Unit: 2617 · | | | | | |
| Filed: September 24, 1999 | ,) | | | | | |
| For: GRAPHICAL USER INTERFACE FOR A PORTABLE TELEPHONE |) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | | | | | |
| Date of Allowance: March 30, 2006 |) on <u>June 29, 2006</u>) Date of Deposit | | | | | |
| Confirmation No.: 9950 | Christopher P. Marshall Name of Person Mailing Correspondence Name of Person Mailing Correspondence Variable Variable Date | | | | | |
| Commissioner for Patents | | | | | | |
| P.O. Box 1450 Alexandria, Virginia 22313-1450 | | | | | | |
| TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c) | | | | | | |
| The undersigned attorney represents that the undersigned attorney is the attorney of | | | | | | |
| record for the above-referenced patent applicat | ion. | | | | | |

The undersigned attorney represents that the undersigned attorney is the attorney of record for the above-referenced patent application.

The assignee of the entire right, title, and interest in and to the above-referenced patent application is Sun Microsystems, Inc. ("assignee"),

(Name of Assignee)

a Delaware corporation having a place of business at (State of Incorporation)

4150 Network Circle, Santa Clara, California 95054 (Address)

)7/06/2006 HGUTENA2 00000009 09405826

12 FC:1814

130.00 GP

(05/01/03)

| The terminal part of any patent granted on the above-identified application that would | | | | | |
|--|--|--|--|--|--|
| extend beyond the expiration of the full statutory term of | | | | | |
| X United States Patent No. 6,169,911 entitled | | | | | |
| GRAPHICAL USER INTERFACE FOR A PORTABLE TELEPHONE, and | | | | | |
| dated January 2, 2001, as presently shortened | | | | | |
| by any terminal disclaimer, | | | | | |
| any patent granted on application number 0_/ | | | | | |
| is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the | | | | | |
| above-identified application shall be enforceable only for and during such period that the legal | | | | | |
| title to said patent shall be the same as the legal title to | | | | | |
| | | | | | |
| X United States Patent No. 6,169,911, | | | | | |
| any patent granted on application number 0_/, | | | | | |
| this agreement to run with any patent granted on the above-identified application and to be | | | | | |
| binding upon the grantor, its successors, or assigns. | | | | | |
| No disclaimer is being made as to any terminal part of any patent granted on the above- | | | | | |
| identified application prior to the expiration of the full statutory term of | | | | | |
| X United States Patent No. 6,169,911, as presently | | | | | |
| shortened by any terminal disclaimer, | | | | | |
| any patent granted on application number 0_/ | | | | | |
| in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is | | | | | |
| found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § | | | | | |
| 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise | | | | | |
| terminated prior to expiration of its statutory term as presently shortened by any terminal | | | | | |
| disclaimer, except for the separation of legal title stated above. | | | | | |
| | | | | | |

Enclosed is a check for \$ 130.00 for the fee under 37 C.F.R. § 1.20(d).

Please charge Deposit Account No. 02-2666 for any fee deficiency that may be due. A duplicate of this Terminal Disclaimer is enclosed for Deposit Account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

By:

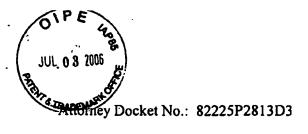
Dated: Jun 29.2006

Name: Lester J. Vincent

(Type or print)

Reg. No.: 31,460

12400 Wilshire Boulevard Seventh Floor Los Angeles, California 90025 (408) 720-8300



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| in Ke Palent Application of: | | | |
|--|--|--|--|
| Annette Wagner, et al. | Examiner: Beamer, Temica M. | | |
| Application No.: 09/405,826 | Art Unit: 2617 | | |
| Filed: September 24, 1999 | | | |
| For: GRAPHICAL USER INTERFACE) FOR A PORTABLE TELEPHONE) | I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | | |
| Date of Allowance: March 30, 2006 | on <u>June 29, 2006</u> Date of Deposit | | |
| Confirmation No.: 9950) | Christopher P. Marshall Name of Person Mailing Correspondence 29. hashall 6/29/66 | | |
| Commission on for Potents | Signature Date (| | |

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SUBMISSION OF SUBSTITUTE TERMINAL DISCLAIMER

Sir:

Enclosed is a new Terminal Disclaimer signed by an attorney of record. This new Terminal Disclaimer is intended as a substitute for the Terminal Disclaimer filed July 20, 2005, which was signed by an attorney making an appearance and not of record (i.e., not set forth in the Declaration and Power of Attorney).

Please charge Deposit Account No. 02-2666 for any fee deficiency that may be due.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: Jun 29, 2006

Lester J. Vincent

Registration No. 31,460

12400 Wilshire Boulevard Seventh Floor Los Angeles, California 90025 (408) 720-8300

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

| Date: | | | 14-Dec-06 | APPL. S. N: | 09405826 | | | | | |
|---------------------------------|---|--|---|--|---|--|--|--|--|--|
| To Exam | iner: | | BEAMER, TEMICA | Art Unit | 2617 | | | | | |
| From | | | Jefferson, Henry PARALEGAL SPCECIALIST | Return This Memo To: Case Drop-Off Location | JEF-2D68 | | | | | |
| SUBJEC | T: Decision | on on Termina | Disclaimer(T.D.) filed: | | | | | | | |
| form par or have a | agraphs i | dentified by the | nis informal memo in your ee me or the Special Progi | the results as set forth below. If you a next Office action to notify applicant of ram Examiner. THIS IS AN INFORMAL, ED OF RECORD IN THE APPLICATION F | f the T.D. If you disagree INTERNAL MEMO ONLY. | | | | | |
| please ir | iitial, date | and return th | nis memo to me. THANK Y | OU. | | | | | | |
| I | The T.D. | D. is PROPER and has been recorded (see 14.23). | | | | | | | | |
| | The T.D. | T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24): | | | | | | | | |
| | The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01). | | | | | | | | | |
| | | | | | | | | | | |
| | The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutor double patenting rejection, Rule 321(b) (see 14.27.01). | | | | | | | | | |
| | The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02). | | | | | | | | | |
| The person who signed the T.D.: | | | | | | | | | | |
| | | is n | ot an attorney "of record" | (see 14.29 and 14.29.01). | | | | | | |
| | | ☐ has | failed to state his/her cap | pacity to sign for the business entity (se | ee 14.28). | | | | | |
| • | | ☐ is n | ot recognized as an office | r of the assignee (see 14.29 & possible | 14.29.02). | | | | | |
| | | No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30). | | | | | | | | |
| | | The T.D. is n | ot signed (see 14.26 & 14 | .26.03). | | | | | | |
| | | The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32). | | | | | | | | |
| | | The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05). | | | | | | | | |
| | | The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03). | | | | | | | | |
| | | Other: | | | ÷ | | | | | |
| | | Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item. | | | | | | | | |
| I have a | ppropriat | ely notified ap | plicant(s) of the status of | the Terminal Disclaimer filed in this cas | se. | | | | | |
| Ex.Initia | ls: | Dat | re: | | Log Date: | | | | | |
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